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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/534,238

12/02/2005

Evgeny Evgenyevich Fesenko

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7590

12/03/2008

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26 WEST 61ST STREET
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EXAMINER

MONSHIPOURI, MARYAM

ART UNIT

PAPER NUMBER

1656

MAIL DATE

DELIVERY MODE

12/03/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

The amendments dated 7/7/2008 and 9/23/2008 are acknowledged but said amendments will not be entered because the amended claims do not comply with sequence rules.

It is noted that in reply to compliance with sequence rules letter of 10/3/2005 applicant filed a new sequence listing which was entered into the Office database on 12/02/2005. However, said sequence listing is confusing because the sequences therein do not match the hard copy version of sequence listing present at the time of filing. In addition, no explanations as to where in the disclosure the new sequences are originated from and why they differ from originally filed sequences, as required by the letter of 10/3/2005 is of record.

On 11/21/2008 and 11/24/2008 the examiner called Ms. Janet Cord, the attorney of applicant, to inquire about the support for the sequence listing provided on 12/02/2005, as the original examiner of record (Ex. Mitra) has retired from the Patent Office and hence, this case was transferred to the instant examiner of record. However, no reply was received.

The examiner hereby requests applicant to kindly provide detailed explanations as to where in the disclosure, the sequences listed in sequence listing of 12/02/2005 originate from in response to this office action, in compliance with 37 CFR 1.821 (e-g), 1.852(b) or 1.825(d) and why the contents of the sequence listing of 12/02/05 does not match that of WO2004/043485.

Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever

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is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Maryam Monshipouri whose telephone number is (571) 272-0932. The examiner can normally be reached on Tues.-Fri., from 7:00 a.m to 5:30 p.m..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jon Weber can be reached on (571) 272-0925. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Maryam Monshipouri/

Primary Examiner, Art Unit 1656

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